

UNITED STATES DISTRICT COURT

Northern District of California

Razban

No. C 07-03136 JL ENE

Plaintiff(s),

Certification of ADR Session

v.

Vaxgen, Inc.

Defendant(s).

Instructions: *The neutral shall submit this Certification to the ADR unit within 10 days after completing an ADR Session. The ADR unit will file-stamp the Certification and place it in the court file.*

1. I hereby certify that the parties in this matter held an ENE session on **May 5, 2008**

2. Did the case settle? **No.**

3. If the case did not settle fully, is any follow-up contemplated?

another session scheduled for

phone discussions expected by

X no

4. IS THIS ADR PROCESS COMPLETED? Yes.

Dated: 5/6/2008

/s/

Evaluator, Lynne C. Hermle
Orrick Herrington & Sutcliffe
1020 Marsh Road
Menlo Park, CA 94025

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